

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

HAYDEN

Application No.: 10/708,867

Filed: March 29, 2004

Atty. Docket No.: 47315.0038

Title: "DISTRIBUTED NETWORK
STORAGE SYSTEM WITH
VIRTUALIZATION"Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450


Art Unit: 2171

Examiner: not yet assigned

Confirmation No.: 2866

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MAR 15 2005

CERTIFICATE OF FACSIMILE TRANSMISSION	
I HEREBY CERTIFY THAT THIS PAPER IS BEING TRANSMITTED VIA FACSIMILE TO THE U.S. PATENT AND TRADEMARK OFFICE ON THE DATE SHOWN BELOW.	
Signature:	
Print Name:	Sherry Soares
Date:	March 15, 2005

file
only

FIRST PRELIMINARY AMENDMENT

Dear Sir:

Prior to the initial review of the above-identified patent application by the Examiner, please enter the following Preliminary Amendment. Please amend the above-identified patent application as follows:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 6 of this paper.

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U.S. Patent Application No. 10/708,867
Preliminary Amendment dated March 15, 2005


REMARKS

Claims 1-17 are currently pending in the application. Claims 1-17 have been canceled.
Claims 18-38 have been added.

Claim related fees in the amount of \$25.00 for one dependent claim in excess of twenty are believed to be due with this response. Please debit Deposit Account 08-2623 for the amount of \$25.00. In addition, please charge any deficiency in payment or credit any overpayment to Deposit Account 08-2623.

Respectfully submitted,

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Date: March 15, 2005
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PATENT APPLICATION FEE DETERMINATION RECORD						Application or Docket Number							
Substitute for Form PTO-875						10/708867							
CLAIMS AS FILED - PART I						SMALL ENTITY		OR		OTHER THAN SMALL ENTITY			
(Column 1)		(Column 2)											
FOR	NUMBER FILED	NUMBER EXTRA				RATE	FEE			RATE	FEE		
BASIC FEE (37 CFR 1.16(a))							\$			\$ 770 ⁰⁰			
TOTAL CLAIMS (37 CFR 1.16(c))	17	minus 20 =				X \$				X \$			
INDEPENDENT CLAIMS (37 CFR 1.16(b))	1	minus 3 =				X \$				X \$			
MULTIPLE DEPENDENT CLAIM PRESENT (37 CFR 1.16(d))						+				+			
* If the difference in column 1 is less than zero, enter "0" in column 2.						TOTAL				TOTAL		770 ⁰⁰	
CLAIMS AS AMENDED - PART II						SMALL ENTITY		OR		OTHER THAN SMALL ENTITY			
(Column 1)		(Column 2)		(Column 3)									
AMENDMENT A	3-15-05	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE			RATE	ADDITIONAL FEE		
	Total (37 CFR 1.16(c))	21	Minus	20	= 1	X \$ 25				X \$ 50	50 ⁰⁰		
	Independent (37 CFR 1.16(b))	1	Minus	3	=	X \$ 100				X \$ 200			
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						+				+		
						TOTAL ADD'L FEE				TOTAL ADD'L FEE		50 ⁰⁰	
AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE			RATE	ADDITIONAL FEE		
	Total (37 CFR 1.16(c))		Minus		=	X \$				X \$			
	Independent (37 CFR 1.16(b))		Minus		=	X \$				X \$			
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						+				+		
						TOTAL ADD'L FEE				TOTAL ADD'L FEE			
AMENDMENT C		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE			RATE	ADDITIONAL FEE		
	Total (37 CFR 1.16(c))		Minus		=	X \$				X \$			
	Independent (37 CFR 1.16(b))		Minus		=	X \$				X \$			
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))						+				+		
						TOTAL ADD'L FEE				TOTAL ADD'L FEE			
* If the entry in column 1 is less than the entry in column 2, write "0" in column 3. ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20". *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3". The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.													

This collection of information is required by 37 CFR 1.16. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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